

**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

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Re: Case No. 12-1589, *Cleveland Indians Baseball Co. v. N.H. Ins. Co., et al*  
Originating Case No. : 2:11-cv-11378

Dear Counsel,

The court today announced its decision in the above-styled case.

Enclosed is a copy of the court's opinion together with the judgment which has been entered in conformity with Rule 36, Federal Rules of Appellate Procedure.

Yours very truly,

Deborah S. Hunt, Clerk

Cathryn Lovely  
Deputy Clerk

cc: Mr. David J. Weaver

Enclosures

Mandate to issue.

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

No. 12-1589

CLEVELAND INDIANS BASEBALL  
COMPANY, L.P.,

Fourth - Party Plaintiff - Appellant,

v.

NEW HAMPSHIRE INSURANCE COMPANY,

Defendant - Appellee,

CSI INSURANCE GROUP,

Fourth - Party Defendant - Appellee.

Before: MERRITT, CLAY, and DONALD, Circuit Judges.

**JUDGMENT**

On Appeal from the United States District Court  
for the Eastern District of Michigan at Detroit.

THIS CAUSE was heard on the record from the district court and was argued by counsel.

IN CONSIDERATION WHEREOF, it is ORDERED that the judgment of the district court is AFFIRMED as to defendant New Hampshire Insurance Company. IT IS FURTHER ORDERED that the judgment concerning the Cleveland Indians Baseball Company's negligence claims against defendant CSI Insurance Group is REVERSED, and the case is REMANDED for further proceedings consistent with the opinion of this court.

**ENTERED BY ORDER OF THE COURT**



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Deborah S. Hunt, Clerk

**FILED**  
**Aug 23, 2013**  
DEBORAH S. HUNT, Clerk